

Ms. Sandy Farmer, U.S. Environmental Protection Agency, Regulatory Information Division (Mailcode: 2137), 401 M Street, S.W., Washington, DC 20460

And to:

Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), Attention: Desk Officer for EPA, 725 17th Street, N.W., Washington, DC 20503.

#### SUPPLEMENTARY INFORMATION:

**Review Requested:** This is a request to renew a currently approved information collection pursuant to 5 CFR 1320.12.

**ICR Numbers:** EPA ICR No. 0794.08; OMB Control No. 2070-0046.

**Current Expiration Date:** Current OMB approval expires on June 30, 1997.

**Title:** Notification of Substantial Risk of Injury to Health and the Environment under Section 8(e) of the Toxic Substances Control Act.

**Abstract:** Section 8(e) of the Toxic Substances Control Act (TSCA) requires that any person who manufactures, imports, processes or distributes in commerce a chemical substance or mixture and who obtains information that reasonably supports the conclusion that such substance or mixture presents a substantial risk of injury to health or the environment must immediately inform EPA of such information. EPA routinely disseminates TSCA section 8(e) data it receives to other Federal agencies to provide information about newly discovered chemical hazards and risks.

Responses to the collection of information are mandatory (see 15 USC 2607(e)). Respondents may claim all or part of a notice confidential. EPA will disclose information that is covered by a claim of confidentiality only to the extent permitted by, and in accordance with, the procedures in TSCA section 14 and 40 CFR part 2.

**Burden Statement:** The annual public reporting burden for this collection of information is estimated to range between approximately 5 and 27 hours per response, depending upon the type of response, for an estimated 800 respondents making one or more submissions of information annually. These estimates include the time needed to review instructions; develop, acquire, install and utilize technology and systems for the purposes of collecting, validating and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able

to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information. No person is required to respond to a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are displayed in 40 CFR Part 9.

**Respondents/Affected Entities:** Entities potentially affected by this action are those persons who manufacture, import, process or distribute a chemical substance or mixture.

**Estimated No. of Respondents:** 800.

**Estimated Total Annual Burden on Respondents:** 9,500 hours.

**Frequency of Collection:** On occasion.

**Changes in Burden Estimates:** There is a decrease of 3,910 hours in the total estimated respondent burden as compared with that identified in the information collection request most recently approved by OMB, from 13,410 hours currently to an estimated 9,500 hours. This reflects the fact that there has been a reduction in the number of TSCA sec. 8(e) reports received by EPA in recent years. For the above analysis EPA used its experience in the last three fiscal years, which indicated an average of about 250 submissions per year, as representative of current reporting levels.

According to the procedures prescribed in 5 CFR 1320.12, EPA has submitted this ICR to OMB for review and approval. Any comments related to the renewal of this ICR should be submitted as described above.

Dated: April 17, 1997.

**Richard T. Westlund,**

*Acting Director, Regulatory Information Division.*

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#### ENVIRONMENTAL PROTECTION AGENCY

[FRL-5816-7]

#### Proposed Settlements; Accidental Release Prevention List of Substances Litigation

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of proposed settlements; request for public comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act ("Act"), notice is hereby given of proposed settlement in *General Electric Company*

*v. U.S. Environmental Protection Agency*, No. 94-1274 (D.C. Cir.).

This case involves a challenge to the final rule, entitled "List of Regulated Substances and Thresholds for Accidental Release Prevention; Requirements for Petitions Under Section 112(r) of the Clean Air Act as Amended," which, *inter alia*, established a list of substances to be subject to regulation under part 68, the accident prevention regulations under the Act. (59 FR 4478, Jan. 31, 1994). Under the terms of the proposed settlement, the Environmental Protection Agency (EPA) would conduct a rulemaking to amend the list of substances to delete Hydrochloric Acid solutions with concentrations of less than 37% Hydrogen Chloride and would issue an interpretive notice discussing aspects of part 68 and other related EPA programs.

For a period of thirty (30) days following the date of publication of this notice, EPA will receive written comments relating to the settlements from persons who were not named as parties to the litigation in question. The Agency or the Department of Justice may withhold or withdraw consent to the proposed settlements if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Copies of the settlement are available from Jacqueline Jordan, Cross-Cutting Issues Division (2322), Office of General Counsel, U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, (202) 260-7622. Written comments should be sent to Jonathan Averback, Air and Radiation Division, Office of General Counsel (2344), U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460 and must be submitted on or before May 27, 1997.

Dated: April 17, 1997.

**Scott C. Fulton,**

*Acting General Counsel.*

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#### ENVIRONMENTAL PROTECTION AGENCY

[FRL-5816-4]

#### Second Meeting to Create a Successor Organization to the Grand Canyon Visibility Transport Commission

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of meeting.